#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Art Unit: 2873 Examiner: W.C. Choi

SUGAWARA, et al.

Serial No: 10/791.598

Filed: March 2, 2004

For: Hard Magnetic Garnet Material,

Faraday Rotator, Optical Device, Optical Communication System.

Method of Manufacturing Faraday...

## TRANSMITTAL OF

## INFORMATION DISCLOSURE STATEMENT

Commissioner for Patenta

P.O. Box 1450 Alexandria, VA 22313-1450

### Dear Sirs:

- 1. The information disclosure statement submitted herewith is being filed within three months of the filing date of the application other than a continued prosecution application, or within three months of the date of entry into the national stage of an international application, or before the mailing date of a first Office Action on the merits, or before the mailing of a first Office action after the filing of a request for continued examination under §1.114, whichever event occurs last. 37 C.F.R. \$1.976b.
- 2. Me information disclosure statement transmitted herewith is being filed after the period specified in §1.97(b), but before the mailing date of a final action under §1.113, or a notice of allowance under §1.311, or an action that otherwise closes prosecution in the application, whichever occurs first. A statement specified in §1.97(e) or a fee set forth in §1.17(e) is included, 37 C.F.R. §1.97(c).

#### §1.97(e) STATEMENT

- I, the person signing below, state:
- It that each item of information contained in the information disclosure statement was first cited in the attached communication from a foreign patent office in a counterpart foreign application and that the communication is dated not more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(1).

OR.

that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the

	information disclosure statement was known to any individual designated in §1.56(e) more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(2).
	OR FEE
(	Attached is a few set forth in 37 C.P.R. § 11.7(9) for submission of an information disclosure statement under § 19.7(6). (§180.00). (90.8) Please charge the fies set forth in 37 C.P.R. § 1.17(9) for submission of an information disclosure statement under § 19.7(6) (§ 180.00) to Deposit Account No. 50-1314. A copy of this petition is enclosed.
peri issu	information disclosure statement transmitted berewith is being filed ofter the of specified in §1.97(c), but before, or simultaneously with the payment of the 6 Re. A statement specified in §1.97(c) and a fee set forth in §1.17(p) are uded. 37 C.F.R. §1.97(d).
	§1.97(e) STATEMENT
I, th	e person signing below, state:
_ 7	that each item of information contained in the information disclosure statement was first cited in the attached communication from a foreign patent office in a counterpart foreign application and that the communication is dated not more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(1).
	OR
f i	that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart torsign application, and, to the knowledge of the person signing the certification there making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 1.0560 more than three months prior to the filing of the statement. 37 C.F.R. 1.1776(2).
	AND FEE
	Attached is a fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under §1.97(d). (§180.00).

- 4. M If it should be determined that for any reason either an insufficient fee or an excessive has been paid, please charge any insufficiency or redit any overpayment necessary to ensure consideration of the information disclosure statement for the above-identified application to Deposit Account No. 50-1314. A copy of this petition is enclosed.
- A list of 1 reference(s) is in the enclosed Form PTO-1449.

3. 🗆

# NON-ENGLISH LANGUAGE REFERENCES Enclosed is a Japanese language office action for a counterpart application.

<ul> <li>The specification incorporates comments on the relevancy of Non-English language references.</li> </ul>
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 Set forth below are comments provided by the applicant's home country counsel on the relevancy of non-English language references;

> Respectfully submitted, HOGAN & HARTSON L.L.P.

> > Registration No. 44.228

Attorney for Applicant(s)

Date: June 5, 2006

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FORM PTO-1449

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Docket Number (Optional) Application Number